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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/816,511	04/01/2004	Dorce Duncan Seligmann	630-067US	8627

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EXAMINER

RAMPURIA, SHARAD K

ART UNIT PAPER NUMBER

2617

DATE MAILED: 11/29/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/816,511

Applicant(s)

SELIGMANN, DOREE DUNCAN

Examiner

Sharad Rampuria

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 18 October 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-63 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-63 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

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DETAILED ACTION

I. The Art Unit location of this application in the USPTO has changed. To aid in correlating any papers for this application, all further correspondence regarding this application should be directed to Art Unit 2617.

Continued Examination Under 37 CFR 1.114

II. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 10/18/2006 has been entered.

Disposition of the claims

III. The current office-action is in response to the RCE filed on 10/18/2006.
Accordingly, Claims 1-63 are imminent for further assessment as follows:

Claim Rejections - 35 USC § 102

IV. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless—

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes

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of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1-63 are rejected under 35 U.S.C. 102 (e) as being anticipated by Vanska et al.

[US 7072672].

As per claims 1, 45, Vanska teaches:

A method (Abstract) comprising:

Receiving a command from a mobile telecommunications terminal, (e.g. a user input from keypad; Col.9; 32-47, Col.2; 1-13) and

Determining whether to execute said command based on said geo-location of said mobile telecommunications terminal. (e.g. trigger a location parameter; Col.9; 32-47, Col.1; 41-53, Col.4; 11-43, Col.10; 13-30).

As per claims 2, 15, 26, 37, 46, 59, Vanska teaches:

The method of claims 1, 14, 23, 36, 45, 58, wherein the determination whether to execute said command is also based on the identity of the user of said mobile telecommunications terminal. (e.g. a user's identity; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claims 3, 16, 27, 38, 47, 60, Vanska teaches:

The method of claims 1, 14, 23, 36, 45, 58, wherein the determination whether to execute said command also based on the calendrical time at said mobile telecommunications terminal. (e.g. the current date/time; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

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As per claims 4, 17, 28, 39, 48, 61, Vanska teaches:

The method of claims 1, 14, 23, 36, 45, 58, wherein the determination whether to execute said command comprises determining whether said geo-location of said mobile telecommunications terminal is inside a perimeter. (e.g. trigger a location parameter; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claims 5, 29, 49, Vanska teaches the method of claims 4, 28, 48, wherein said perimeter is based on the nature of said command. (e.g. the processing data; Col.10; 13-30, Col.4; 11-43).

As per claims 6, 30, 50, Vanska teaches the method of claims 4, 28, 48, wherein said perimeter is based on an argument of said command. (e.g. the processing data based on user's input; Col.10; 13-30, Col.4; 11-43)

As per claims 7, 18, 31, 40, 51, Vanska teaches:

The method of claims 4, 17, 28, 39, 48, wherein said perimeter is based on the identity of the user of said mobile telecommunications terminal. (e.g. a user's identity; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claims 8, 32, 42, 52, 63, Vanska teaches:

The method of claims 4, 28, 39, 48, 58, wherein said command comprises reading a value associated with a descriptor, and wherein said perimeter is based on the geo-location at which said value is stored. (e.g. the user's input data; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claims 9, 33, 41, 53, 62, Vanska teaches:

The method of claims 4, 28, 39, 48, 58, wherein said command comprises reading a value associated with a descriptor, and wherein said perimeter is based on said descriptor. (e.g. the user's input data; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claims 10, 34, 54, Vanska teaches:

The method of claims 4, 28, 48, wherein said command comprises reading a value associated with a descriptor, and wherein said perimeter is based on said value. (e.g. the user's input data; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claim 11, 55, Vanska teaches:

The method of claims 4, 48, wherein said command comprises writing a value associated with a descriptor, and wherein said perimeter is based on said descriptor. (e.g. the user's input data; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claims 12, 35, Vanska teaches the method of claims 4, 28, wherein said command comprises transmitting a signal directed to another telecommunications terminal. (e.g. transferring the data from server; Col.10; 13-30 and 48-63, Col.12; 33-41, Col.5; 41-61)

As per claim 13, Vanska teaches the method of claim 1 further comprising at least one of: determining, based on said geo-location of said mobile telecommunications terminal, whether to encode a first product of said command; and determining, based on said geo-location of said mobile telecommunications terminal, whether to transmit to said mobile telecommunications terminal a second product of said command. (e.g. displaying choices based on user's input; Col.10; 13-30, Col.4; 11-43, Col.10; 13-30)

As per claims 14, 36, 58, Vanska teaches:

A method (Abstract) comprising:

Receiving at a mobile telecommunications terminal a request to access content, (e.g. a user input from keypad; Col.9; 32-47, Col.2; 1-13) and

Determining a version of said content to access based on the geo-location of said mobile telecommunications terminal. (e.g. a version; Col.8; 58-Col.9; 5, Col.10; 31-47)

As per claim 19, Vanska teaches:

The method of claim 17 wherein said perimeter is based on said content. (e.g. the user's input data; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claim 20, Vanska teaches:

The method of claim 17 wherein said perimeter is based on the geo-location at which said content is stored. (e.g. the user's input data; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

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As per claim 21, 43, Vanska teaches:

The method of claims 14, 36, wherein a first version of said content is associated with a first medium, and wherein a second version of said content is associated with a second medium.

(e.g. the user's input data; Col.9; 45-52, Col.4; 11-43, Col.10; 13-30)

As per claims 22, 24, 44, Vanska teaches:

The method of claims 14, 23, 36, wherein a first version of said content is associated with a first authorization category, and wherein a second version of said content is associated with a second authorization category. (e.g. digital certificates; Col.9; 6-20)

As per claim 23, Vanska teaches:

A method (Abstract) comprising:

Receiving at a mobile telecommunications terminal a user input for executing a remote command, (e.g. a user input from keypad; Col.9; 32-47, Col.2; 1-13) and

Transmitting said remote command from said mobile telecommunications terminal to remote device (e.g. transferring the data from server; Col.10; 13-30 and 48-63, Col.12; 33-41, Col.5; 41-61)

Receiving at said mobile telecommunications terminal, in response to said remote command, an indication of whether said command was executed or refused by said remote device, wherein said indication is based on the geo-location of said mobile telecommunications

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terminal: (e.g. transferring the data from server; Col.10; 13-30 and 48-63, Col.12; 33-41, Col.5; 41-61)

As per claim 56, Vanska teaches the method of claim 48 wherein said command comprises changing a setting of said mobile telecommunications terminal. (e.g. executing other applications; Col.10; 13-30)

As per claim 57, Vanska teaches the method of claim 48 wherein said command comprises capturing at least one of an image and an acoustic signal. (e.g. generating outputs...based on user's input data; Col.9; 32-47, Col.1; 41-53, Col.4; 11-43, Col.10; 13-30)

Response to Amendments & Remarks

V. Applicant's arguments with respect to claims 1-63 has been fully considered but is moot in view of the new ground(s) of rejection.

Conclusion

VI. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sharad Rampuria whose telephone number is (571) 272-7870. The examiner can normally be reached on M-F. (8:30-5 EST).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, George Eng can be reached on (571) 272-7495. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://portal.uspto.gov/external/portal/pair>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free) or EBC@uspto.gov.



Sharad Rampuria
Patent Examiner
Art Unit 2617